

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAY 15 1968
Returned to applicant for correction JUN 17 1968
Corrected application filed JUN 20 1968 Map filed JUN 20 1968, under 24489

The applicant Conley Ranch
of Lamoille, County of Elko
State of Nevada, hereby makes application for permission to change the
Manner of Use

of water heretofore appropriated under Proof No. 00431
Bartlett Decree Humboldt River
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
(R.B. Stewart)

1. The source of water is Rabbit Creek
(Name of stream, lake or other source.)
2. The amount of water to be changed 0.08 c.f.s. 18 a.f.
(Second feet, acre feet.)
3. The water to be used for Fish culture (Recreation)
(If for stock state number and kind of animals.)
4. The water heretofore used for Irrigation
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point Not applicable
NW $\frac{1}{4}$ SW $\frac{1}{4}$ S. 1, T.32N., R.57E., M.D.B.&M., or at a point from which the
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)
NE cor. said Sec. 1 bears N. 49° 20' E. 6240 ft.
See Claude Hunter ltr. of 8/23/68 in 24489
6. The existing point of diversion is located within No change

(If point of diversion is not changed, do not answer.)

7. Proposed place of use NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, T.33N., R.57E., M.D.B.&M.
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use No change
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from April 15 to August 15 of each year.
(Month) (Month)
10. Use has been from April 15 to August 15 of each year.
(Month) (Month)

11. Description of proposed works.

Proposed to construct two small ponds as indicated on the supporting
(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)
map, maximum depth not to exceed nine feet.
(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$3000

13. Estimated time required to construct works 36 months

14. Remarks Proposed to use allocated irrigation water to fill ponds during the irrigation season. Proposed to use present domestic spring flow to provide water to maintain acceptable depths and temperatures for fish propagation.

Compared jw/jb dc/jb

Applicant Conley Ranch

By s/ Claude E. Hunter
Agent

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the manner of use of a portion of the waters of Rabbit Creek as heretofore appropriated under Proof 00431 as appears in the Humboldt River Adjudication, Edwards Decree, Case No. 2804 entered October 7, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms, conditions, and period of use imposed in the said decree and with the understanding that no other rights on the source will be affected by the change imposed herein.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.08 cubic feet per second, but not to exceed a seasonal duty of 18 acre-feet from any and/or all sources.

Actual construction work shall begin on or before April 8, 1970

Proof of commencement of work shall be filed before May 8, 1970

Work must be prosecuted with reasonable diligence and be completed on or before April 8, 1971

Proof of completion of work shall be filed before May 8, 1971

Application of water to beneficial use shall be made on or before April 8, 1974

Proof of the application of water to beneficial use shall be filed on or before May 8, 1974

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed JUN 8 1970

Completion of work filed MAY 25 1971

Proof of beneficial use filed JAN 19 1972

Cultural map filed

Certificate No. 24442 Issued 2-14-75

Recorded 2-20-75 Bk. 208 Page 59

2407 Elko County

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 8th day of October

A.D. 1969

Roland D. Westergard
State Engineer